

MINUTES OF AN EXECUTIVE SESSION HELD NOVEMBER 1, 1982

Grant S Nielson
Don Bird
Max Bennett
Don Dafoe
Ruth Hansen
Willis Morrison

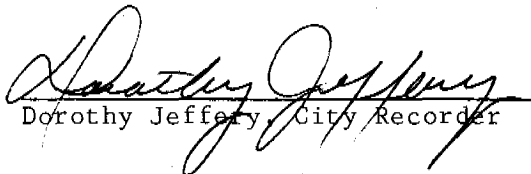
Mayor
Council Member
Council Member
Council Member
Council Member
Council Member

OTHERS PRESENT:

Vance Bishop
Warren Peterson
Dorothy Jeffery
John Quick
Neil Forster
Pat Davies

City Administrator
City Attorney
City Recorder
City Engineer
Public Works Superintendent
City Clerk

The purpose of this meeting was to discuss possible litigation from Valley Engineering. At 9:00 p.m. Councilman Bennett MOVED to reconvene in regular session. Council Member Hansen SECONDED the motion, which carried unanimously.


Dorothy Jeffery, City Recorder


Mayor Grant S Nielson

MINUTES OF A REGULAR CITY COUNCIL MEETING HELD NOVEMBER 8, 1982

PRESENT:

Grant S Nielson
Don Bird
Max Bennett
Don Dafoe
Ruth Hansen
Willis Morrison

Mayor
Council Member
Council Member
Council Member
Council Member
Council Member

OTHERS PRESENT:

Vance Bishop
Warren Peterson
Dorothy Jeffery
Roy Wood
Bryce Ashby
John Quick
Pat Davies
Jim Robson

City Administrator
City Attorney
City Recorder
Police Officer
Fire Chief
City Engineer
City Clerk
Jim Fletcher

Steve Pace
Guy Boulton
Steve Young

Roger Stowell
Ranae Kannett
Arjanna Wood

Mayor Nielson called the meeting to order at 7:00 p.m. and stated that notice of the time, place and agenda of the meeting had been posted at the principal office of the governing body and had been provided to the Millard County Chronicle, the Millard County Gazette and the local radio station KNAK, and to each member of the governing body by personal delivery of copies of the Notice and Agenda two (2) days prior to the meeting.

A beautiful plaque was presented by Mayor Grant Nielson to Roy Wood honoring his past service as Chief of Police of Delta City. Mayor Nielson thanked Mr. Wood for his many years of faithful service to Delta City. Mayor Nielson also thanked Mrs. Wood for her support of her husband during the years he served as Chief of Police.

MINUTES

The minutes of a regular City Council meeting held November 1, 1982 were presented to the Council Members. Councilman Don Bird MOVED to approve the minutes as corrected. Council Member Max Bennett SECONDED the motion which carried unanimously.

ACCOUNTS PAYABLE

City Recorder Dorothy Jeffery presented the list of accounts to the Council Members. After a brief discussion on various items, Councilman Don Bird MOVED and Councilman Max Bennett SECONDED a motion to pay the current bills. The motion carried unanimously.

FIRE CHIEF REPORT: BRYCE ASHBY

Delta City Fire Chief Bryce Ashby approached the Council with a contract from the Bureau of Land Management. Chief Ashby stated that the contract does not require the Delta Fire Department to respond to BLM fires, but will ensure reimbursement to the Fire Department for men and equipment when they do respond. The Chief reported that he and his men agreed to ask for \$50.00 per hour for the small pumper truck operated by the Department and two men. There was a long discussion after which Council Member Willis Morrison MOVED to authorize the Mayor and Fire Chief to sign the contract with the Bureau of Land Management. Council Member Don Dafoe SECONDED the motion, which carried unanimously.

Chief Ashby discussed with the Council the ordinance against open burning in the City. It was decided that because of the hazards of burning and the offensive smell, that the ban should not be lifted except during special clean-up periods. The Fire Chief will continue to issue burning permits when necessary and to crack down on those who are violating the ordinance against burning. The councilman in charge of the fire depart-

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ment, Willis Morrison, stated that he would study Chief Ashby's recommendation further.

Chief Ashby reminded the Council that Wayne Sorensen has retired from the Volunteer Fire Department and reported that Devon Peterson was selected as the new volunteer. Mr. Ashby stated that a new member is chosen from all applicants by a majority vote from the rest of the department. A new member is put on probation for one year at which time another vote is taken to determine if the member should be made permanent, or if a new one must be chosen.

Fire Chief Ashby told the Council Members that the annual fireman's convention will be held in Park City in June. He said that 10 members of the Delta Fire Dept. plan to attend.

Chief Ashby reported that there were 43 fires in West Millard County during 1982 with a \$329,000.00 loss. He said that the per capita loss in the State is \$14.75, nationally it is \$28.00. Because of the 2 large fires in the County, that loss would be about \$62.00 per capita, but the fire loss in Delta City would be only about \$2.00 per capita. He stated that it is a concern of his department that due to the growth resulting from IPP that the City Volunteer Fire Department might be falling behind in training and equipment.

QUIT CLAIM DEED REQUEST: STEVE PACE

In searching the title of a lot located east of the hospital, Security Title discovered that the City had acquired a deed to a 16.5 foot strip of the property in 1923, but the deed was not recorded until 1925. The people who gave the property to the City for a street widening project quit paying taxes on the 16.5' piece of property. Since the County records didn't reflect the City as owner, the property was sold for taxes to the owner of the adjoining property. Attorney Peterson recommended that since the City has never used the property for a street as recited in the deed, that a quit claim deed be issued by the City to the adjoining property owners. The Mayor listed some of the problems with the adjoining property, including open sewer trenches etc. and the Council Members agreed that the attorney should prepare the resolution which is necessary to dispose of real property.

FUTURE LAND USE MAP AMENDMENT: STEVE YOUNG

Steve Young presented the proposed revision of the future land use map to the Council and answered questions about highway commercial, central business and residential zoning. He said that the Planning and Zoning Commission recommended that the City Council adopt the plan. Councilman Don Dafoe MOVED that the amended Future Land Use Map be adopted. The motion died for lack of a second. Councilman Morrison MOVED to table the issue and to consider it next week. Councilman Bird SECONDED the motion which carried with Councilman Dafoe dissenting.

BUSINESS LICENSE SEMINAR REPORT: RUTH HANSEN

Council Member Hansen reported on the seminar attended by herself and City Recorder Dorothy Jeffery. She mentioned that two of the subjects covered were finding tax revenues for cities and the legal limitations of business licenses. Council Member Hansen reported that Nancy Montgomery, head of the State Business License Association, has agreed to attend the public hearing scheduled for November 11 in Delta on the business license fees. Mrs. Montgomery will be available that night as an information source. Mayor Nielson will not be in town that night and has appointed Council Member Ruth Hansen as chairman for the meeting.

I.P.A. CITY BUILDING PROPOSAL: ROGER STOWELL

Intermountain Power Agency representative Roger Stowell discussed with Council Members a letter from Carl Haase outlining what he said is the final proposal from IPA. Basically, the proposal from I.P.A. included: a grant from the Community Impact Board of \$75,000.00, payment from Delta City to match the CIB grant, a \$225,000.00 grant from IPA and \$250,000.00 as a loan from IPA to Delta City. According to the IPA proposal, Delta City would have to commit sales and use tax monies to repayment of the loan on the building project. It was expressed by the Council Members that it would not be in the best interest of the City to obligate sales and use taxes because of possible needs in other areas in the future and because the amounts of those monies cannot be determined at this time. It was decided that a ruling from the State Tax Commission is needed to determine if and how the sales and use tax monies derived from IPP must be used for impact mitigation. Councilman Don Dafoe MOVED to reject the final proposal of October 10, 1982 from IPA and to go to the Community Impact Board for a determination of direct impact. The motion was SECONDED by Councilman Max Bennett and carried unanimously. A work session was planned wherein a final proposal would be agreed upon.

OTHER BUSINESS

-Councilman Bird stated that he had received a complaint about the 6" curb requirement in the mobile home subdivision ordinance. It was explained that while there is some difficulty in pulling large mobile homes over the curb, the unit is supposed to be installed on a permanent basis and the 6" curb is standard for mobile home subdivisions in the State.

-City Administrator Vance Bishop reminded Council Members of the planned joint meeting on November 17 with the Planning and Zoning Commission. The purpose of the meeting is to review the "Delta Ordinance Recommendations for Energy Considerations" prepared by Bush & Gudgeall.

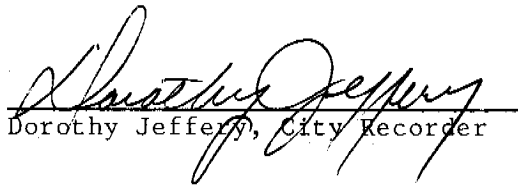
-After a short discussion on the City Christmas celebration, it was decided that the City would have 2 visits from St. Nick and that

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the City would coordinate Christmas activities with the Chamber of Commerce. City Recorder Dorothy Jeffery reported that candy has been ordered. Mr. Bishop stated that a letter has been sent to the Jeep Posse requesting the annual Christmas tree and that the City Street crew is ready to install the Christmas lights.

Councilman Don Bird MOVED to adjourn the meeting to 7:00 a.m. on November 10, 1982 at the City Cafe. Councilman Bennett SECONDED the motion which carried unanimously. The Mayor adjourned the meeting at 10:30 p.m. until 7:00 a.m. on Wednesday November 10, 1982.


Dorothy Jeffery, City Recorder


Grant S Nielson, Mayor

MINUTES OF A PUBLIC HEARING HELD NOVEMBER 10, 1982

PRESENT:

Ruth Hansen	Council Member, Chairperson
Max Bennett	Council Member
Willis Morrison	Council Member

ABSENT:

Grant S Nielson	Mayor
Don Bird	Council Member
Don Dafoe	Council Member

OTHERS PRESENT:

Vance Bishop	City Administrator
Warren Peterson	City Attorney
Gregory Cooper	Chief of Police
Dorothy Jeffery	City Recorder
Ray Valdez	City Building Inspector
Pat Davies	City Clerk

Chairperson Ruth Hansen declared the hearing in session at 7:00 p.m. and explained that the purpose of the hearing was to receive comment from all interested persons concerning the business license fee schedule and to explain to the public a gross receipts method of business licensing. City Administrator Vance Bishop gave an explanation of the gross receipts method of taxing businesses. City Recorder Dorothy Jeffery listed examples of a gross receipts schedule and made comparisons as to what had been charged in Delta under the present licensing system.